

4-11-08

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/544,636
Filing Date	April 6, 2000
First Named Inventor	Donna Messenger
Art Unit	n/a
Examiner Name	n/a
Total Number of Pages in This Submission	4
Attorney Docket Number	132-001

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### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Recordation Request of a Court Order Copy
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Court Order Copy (2 Pages)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	Return Receipt Postcard
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
	<b>Remarks</b>	

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Ward & Olivo		
Signature			
Printed name	David M. Hill		
Date	4/10/08	Reg. No.	46,170

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	ANNA BONDARIL	Date	4/10/08

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United Stated Patent No. 6,290,976

5

Serial No.: 09/544,636

Inventor: Donna Messenger

Filed: April 6, 2000

Issued: September 18, 2001

Assignee: Bella Bella, Inc.

For: Improved Facial Skin Dermabrasion  
Cleaning and Conditioning Composition

Atty. Docket No.: 132-001

Honorable Director of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313

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10

Recordation Request of a Court Order Copy

SIR:

Please record the enclosed copy of the court order to add Lynn Lucka as an inventor to correct inventorship of the above identified patent. The Certificate of Correction for 15 inventorship pursuant to 35 U.S.C. § 256 had been previously issued by the Patent and Trademark Office on August 7, 2007.

Respectfully Submitted,

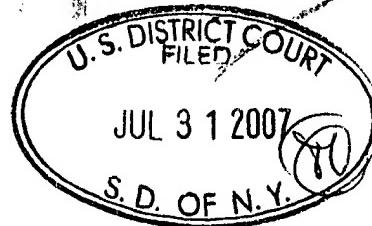
Date: 4/10/08

David M. Hill  
Reg. No. 46,170  
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380 Madison Avenue  
New York, New York 10017  
212-697-6262

CL 111111/D7

WOOD, J

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK



BELLA BELLA, INC.,

Plaintiff,

v.

DONNA MESSENGER,

Defendant.

DOC # 83

C.A. No. 00-7369 (KMW-THK)  
Honorable Kimba M. Wood

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**STIPULATION AND ORDER  
TO ADD LYNN LUCKA AS AN INVENTOR TO CORRECT  
INVENTORSHIP OF UNITED STATES PATENT NUMBER 6,290,976**

WHEREAS Plaintiff/Assignee, Bella Bella, Inc., has requested an Order to correct the inventorship of United States Patent Number 6,290,976, and

WHEREAS Defendant/Co-inventor, Donna Messenger, acknowledges an error was made without any deceptive intent in failing to name Lynn Lucka as a Co-inventor,

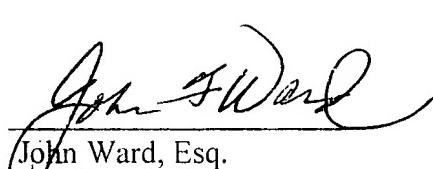
AND WHEREAS Plaintiff and Defendant have had a fair and full opportunity to be heard on this issue before this Court,

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FILED  
JUL 31 2007  
S. D. OF N.Y.

**IT IS THEREFORE STIPULATED AND AGREED** that the Court should enter  
an Order that Lynn Lucka is and should be listed as a Co-inventor of United States Patent  
Number 6,290,976.

By:



John Ward, Esq.

Ward & Olivo

Attorney for Plaintiff and Lynn Lucka  
708 Third Avenue  
New York, N.Y. 10017  
(212) 697-6262

Date:

7/12/07

By:



Paul Goodman, Esq.

Cyruli Shanks & Zizmor, LLP

Attorney for Defendant  
420 Lexington Avenue  
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(212) 661-6800

Date:

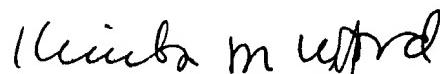
7/5/07

**SO ORDERED:**

Dated:

7 - 27 - 07

By:



Kimba M. Wood

United States District Judge

Southern District of New York